FARAD CONTINUATION SHEET

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

APPEAL FROM ORDER NO. 1 OF 2007
WITH
CIVIL APPLICATION NO. 9 OF 2007

Mr.Vijay U. Jadhav. ... Appellant.

V/s.

Mr.H.S.Verma and others. ... Respondents.

Office Notes,Office	:	
Memoranda of Coram,	:	Court's or Judge's orders
appearnaces,Courts's	:	
orders or directions	:	
and Registrar's orders.	:	

Prashant V. Malik with Geeta Anand
for the applicant.

CORAM: A.M.KHANWILKAR, J.

DATED: 25th January 2007.

P.C.:

. I see no reason to interfere with the view taken by the Court below. Besides, as per the impugned order draw of lots was conducted on 22nd December 2006 at 11.00 a.m. by the Registrar of the City Civil Court. The appellant participated in the said draw of lots. It is a different matter that appellant has some grievances about the procedure adopted in the draw of lots. The fact remains that the appellant acquiesced of the order passed by the trial Court. Besides, as the

draw of lots has already been over and results have been declared, nothing survives in this appeal for consideration. Hence dismissed.

2. All questions are left open to be decided in the suit uninfluenced by the observations made in the impugned order and dismissal of the appeal.

3. In view of dismissal of the appeal, civil application does not survive. The same is dismissed as infructuous.

(A.M.KHANWILKAR, J.)